

Message Text

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PAGE 01 STATE 217187
ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 MCT-02 JUSE-00 /018 R

DRAFTED BY L/EUR:JCROOK:MRP
APPROVED BY L/EUR - JOHN CROOK
L/SFP -L.FIELDS
EUR/EE -C.SCHMIDT
M/CT:AMB. QUANTON(INFO)
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FM SECSTATE WASHDC
TO AMEMBASSY BELGRADE
INFO AMEMBASSY BONN

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E.O. 11652: N/A

TAGS: GW, YU, PINS, PGOV

SUBJECT:INDICTMENTS RETURNED IN FRG CONSULATE TAKEOVER CASE

1. ASSISTANT U.S. ATTORNEY IN CHICAGO HANDLING PROSECUTIONS GROWING OUT OF RECENT TAKEOVER OF FRG CONSULATE GENERAL IN CHICAGO INFORMED DEPARTMENT THAT FEDERAL GRAND JURY HAD INDICTED MILE KODZOMAN AND BOZO KELAVA FRIDAY, AUGUST 25.

2. EACH DEFENDANT WAS INDICTED FOR FOUR COUNTS OF VIOLATION OF TITLE 18 U.S. CODE SECTION 1201. THAT STATUTE MAKES IT A CRIMINAL OFFENSE FOR ANY PERSON TO UNLAWFULLY SEIZE, CONFINED, KIDNAP OR HOLD ANY FOREIGN OFFICIAL, INTERNATIONALLY PROTECTED PERSON OR OFFICIAL GUEST. CONVICTION IS PUNISHABLE BY UP TO LIFE IMPRISONMENT.

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ASSISTANT U.S. ATTORNEY SAID THAT DEFENDANTS WERE INDICTED UNDER THIS PROVISION BECAUSE IT PROVIDES BASIS FOR LONGER SENTENCES THAN 18 U.S.C. SECTION 112, THE STATUTE PROHIBITING ASSAULTS OR IMPRISONMENT OF FOREIGN OFFICIALS, UNDER WHICH DEFENDANTS WERE ORIGINALLY CHARGED.

3. NEXT STEP IN PROCEDURE WILL BE FOR DEFENDANTS TO

APPEAR BEFORE JUDGE WITHIN NEXT 10 DAYS TO ENTER THEIR PLEA; THEY ARE EXPECTED TO PLEAD NOT GUILTY. CASE WILL THEN BE SET FOR HEARING OF PRETRIAL MOTIONS. DEFENDANTS REMAIN IN CUSTODY.

4. WE CANNOT NOW SAY WHEN CASE WILL GO TO TRIAL, OR PROSPECTS FOR DEFENDANTS ULTIMATELY ENTERING A PLEA IN LIEU OF GOING TO TRIAL. HOWEVER, UNDER U.S. LAW, CASE MUST GO TO TRIAL WITHIN 90 DAYS UNLESS DEFENDANTS WAIVE THEIR RIGHT TO DO SO.

5. POSTS MAY USE FOREGOING AS APPROPRIATE TO BRIEF INTERESTED OFFICIALS OR TO RESPOND TO QUESTIONS. WE WILL PROVIDE ADDITIONAL INFORMATION AS IT BECOMES AVAILABLE. CHRISTOPHER

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Message Attributes

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Draft Date: 25 aug 1978
Decaption Date: 01 jan 1960
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Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition Date: 20 Mar 2014
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